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Paper No. 10

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In re Application of: DEBORAH L. SEE, ET AL. )  
Application No.: 09/675,578 )  
Filed: September 29, 2000 ) DECISION ON PETITION TO  
For: **INCREASED RELIABILITY OF DATA** ) WITHDRAW THE HOLDING OF  
**STORED ON FLASH MEMORY IN APPLICATIONS** ) ABANDONMENT  
**SENSITIVE TO POWER-LOSS** )

This is in reply to Petitioner's petition to Withdraw the Holding of Abandonment under 37 CFR 1.181, filed in the United States Patent and Trademark Office (USPTO) on January 20, 2004. No fee is required.

A review of the file record reveals that an Office Letter was mailed on March 28, 2003. The USPTO has not issued a notice of abandonment of the application.

Petitioner submitted a copy of the response to the Office Letter, a copy of the Petition and Fee for Extension of Time, a copy of the Fee Transmittal, a copy of the Information Disclosure Statement, and a copy of the returned post card from the USPTO. Each piece of the correspondence included a Certificate of Mailing, addressed as set out in 37 CFR 1.1(a), and deposited on June 27, 2003 with the United States Postal Service with sufficient postage as first class mail. As a result, Petitioner's response dated June 27, 2003 (received June 30, 2003 (Paper No. 7)) is considered as timely filed.

It is noted that some pieces of the correspondence had a typographical error with regard to the last digit of the application serial number. Probably, because of this discrepancy, Petitioner's correspondence dated June 27, 2003 was not associated with the file.

Since a holding of abandonment has not been issued by the United States Patent and Trademark Office, the petition is **DISMISSED as moot.**

The application will be forwarded to the Examiner of Record for prompt action on the merits of the application.

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